

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

WALTER BECK CORPORATION d/b/a
THE RAINBOW INN,

Civil Action No. 04-348-Erie

Plaintiff,

Judge Maurice B. Cohill, Jr.

vs.

SAFECO CORPORATION, AMERICAN
ECONOMY INSURANCE COMPANY,
and AMERICAN STATES INSURANCE
COMPANY,

Defendant.

APPENDIX OF DEFENDANTS IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT

Exhibit A – Declaration sheet and Commercial Property policy.

Exhibit B – Protective Safeguards Endorsement.

Exhibit C – February 11, 2004 denial letter.

Exhibit D - June 23, 2004 Request letter by Paul Smith to Walter Beck Corporation.

Exhibit E – July 23, 2004 Request letter by Paul Smith to Walter Beck Corporation.

Exhibit F – Affidavit of Brian Churchwell.

Exhibit G – Affidavit of James Churchwell.

Exhibit H – Affidavit of James F. Valentine.

Exhibit I - Affidavit of Marta McHale.

Exhibit J – 2003 lease of premises to Walter Beck Corporation.

Exhibit K – Inventory for contents of Rainbow Inn.

Exhibit K1 – Inventory of Beer and Food of Rainbow Inn.

Exhibit K2 – Inventory of Liquor of Rainbow Inn.

Exhibit L – 2002 Tax Returns of Walter Beck Corporation.

Exhibit M – Report of Horovitz, Rudoy & Roteman.

Exhibit N – Excerpts of Deposition of Sharyn Beck.

Exhibit O – Excerpts of Deposition of Harold Beck.

Exhibit P – Excerpts of notes in claims file regarding Harold Beck's statement of no Halon Suppression System.

Exhibit Q – Excerpts of notes in claim file that policy would not have been issued if no fire suppression system known.

Exhibit R – Excerpt of Deposition of Paul Smith.